

MEMO ENDORSED

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**VIA E-MAIL (sullivanysdchambers@nysd.uscourts.gov)**

Honorable Richard J. Sullivan, U.S.D.J.  
United States District Court Southern District of New York  
500 Pearl Street, Room 640  
New York, NY 10007

**Re: Altas, et al. v. Philippe North America, et al.**  
**Case No. 12-5032**  
**Case No. 12-6967**  
**MLLG File No. 165-12**

Dear Judge Sullivan:

This office represents the defendants, Philippe North America Restaurants LLC, Dave 60 NYC, Inc., Philippe Hamptons Inc., Philippe Miami LLC, Philippe Chow and Stratis Morfogen in the above-referenced matters.

Our office has been informed by the firm of Berger, Fischhoff & Shumer, LLP, bankruptcy attorneys for defendant, Philippe Hamptons, Inc., that Philippe Hamptons, Inc. filed Chapter 7 bankruptcy proceedings today in the United States Bankruptcy Court for the Eastern District of New York. The matter has been assigned case number 8-13-72083. It is our understanding that the instant litigation is subject to an automatic stay under 11 U.S.C. §362.

Thank you for your attention to this matter.

Respectfully submitted.

/s/ Jamie S. Felsen

cc: D. Maimon Kirschenbaum, Esq. (via e-mail)

IT IS HEREBY ORDERED THAT Plaintiffs shall respond to Defendants' letter by April 25, 2013.

SO ORDERED  
Dated:

  
4/22/13  
RICHARD J. SULLIVAN  
U.S.D.J.